



DT07 Rec'd PCT/PTO 7 DEC 2004

Commissioner for Patents  
USPTO, P.O. Box 1450, Alexandria  
Virginia 22313-1450 USA

(for attention of Mr. James Groody

Executive Assistant, Office of Commissioner for Patents). Fax of 3 pages: all are signed.

Dear Sir, Thank you very much that this Application received serial US number 10/508,967 and is under pre-examination. 1. Unfortunately, Dear experienced professional in such leading (according to Mr.Dudas) Patent Office, it is not clear: did USPTO send the letter, juridical document (even with special US coat of arms: Form PCT/DO/EO/903 attesting National entry) OR USPTO, without yet sending, is still working for its sending. In such situation (without new inquiries), I decided to wait arriving of the Form by post. But I received NOTHING!

2. It is very unusual: even with simple new direct National US Application, the answer Form arrives less than in one month. But here, it is the same text (without ANY correction of International Application) wherein USPTO was obliged automatically to accept Application for US National phase. But since 25 Sept. 04 (received Fax) (already two months!), I still do not have any juridical Form for Application with exemplary simplicity at beginning, that justly confirming costs milliards.

3. From your letter, it is not very clear if USPTO really used the money for basic fee of this Application from (only) excess of payment ("only from excess" as it was written) for my previous Application (PCT/EP02/02302- US 10/505,038). That justly could be fatal [because of a number of strange convergences] later, after deadline. So only because of this, FOR PRECAUTION, I am sending (p.3) the Form PTO-2038 (with data of my Credit Card VISA) with request to pay for basic fee of this Application N°US 10/508,967 (PCT/IB03/03315). But, NATURALLY, it is for case if USPTO could not take the money for payment for basic fee of this Application from excess for payment (only from excess for payment) for the basic fee of my previous Application N°10/505,038 (PCT/EP02/02302).

4. For precaution, I am sending (in letter) also the English Translation of my priority Application PCT/FR02/02583 (although, generally it is perfectly included in current Application and I even used the pages of this publication WO 03/084301- PCT/IB03/03315). This translated Priority is attached by staples to this letter (3 pages with Form PTO-2038).

5. As one can see, this file, even for such a priori simple ELEMENTARY case (mine) (simple Fax with Forms and payment with excess of money) became too complex! I was happy to hear that you estimate perfectly my fluent documented written English in making the projection that my oral English (which is much more difficult for all) will be with the same fluent perfection. Unfortunately, I cannot straightforwardly unmistakably understand very difficult (all phrase at the same time) American accent, especially by telephone, especially documentary juridical (a little complex even for you: §§1-4) information. I am sorry, it is impossible for me as for many foreigners as you know.

6. In post letter, all 3 pages of this letter are signed at verso by me with date of 29 Nov.04, wherein on each page there are text of end of previous page and beginning of next page (and it is in circle of three pages) to assure again presence of all pages. (registered letter N° , Paris-Louvre, 29th Nov.04). At page 2 there is the copy of e-mail letter of Mr.James Groody, Executive Assistant, Office of Commissioner for Patents. All pages are signed by me retro too. (1 → 2 → 3)

§7. Thank you in forward for: (a) to send finally or to re-send finally (I do not know even this) this entering Form (with US coat of arms) with confirmation of fact of sending by e-mail (or with scan "JPEG:" MUCH BETTER) (by both e-mail, please: zagyansk@cyberport.tm.fr AND zagyansky5.yuly@laposte.net) (b) to communicate with such Form (or to mention in §4 at first line of Form PCT/DO/EO/903: by which means the payment was done.

Sincerely yours - Dr.Y.Zagyansky

*Yuly Zagayansky*

*Yuly Zagayansky*

Fax Facture N° FA1-03-25855

"Cyber Cube" 29/11/2004

The priority translation pages  
are signed all

RECEIVED

Delivered-To: zagyansk@cyberport.tm.fr  
 Subject: Response to Yuly Zagyansky  
 Date: Mon, 15 Nov 2004 11:15:45 -0500  
 X-MS-Has-Attach:  
 X-MS-TNEF-Correlator:  
 Thread-Topic: HOW TO DEFEND SUPERPATENTS FROM logically Organized Crimes.  
 To stop too arbitrary: Mr.Jon DUDAS (personally), Director of USPTO  
 Thread-Index: AcTDZOusJN8ZWIZ+TsSal/4et9p9ggDRJL/wASD9MRA=  
 From: "Groody, James" <James.Groody@uspto.gov>  
 To: <zagyansk@cyberport.tm.fr>  
 X-OriginalArrivalTime: 15 Nov 2004 16:15:45.0250 (UTC) FILETIME=  
 [5C687420:01C4CB2E]

Dear Mr. Zagyansky:

Thank you for your e-mail message to Director Dudas at the United States Patent and Trademark Office (USPTO) concerning your patent applications. Your message has been forwarded to me for response.

The USPTO regrets any inconvenience occasioned by delays in processing your applications. While the precise nature of your inquiry is not clear, the following information concerning the applications mentioned in your message is provided:

U.S. application serial no. 10/505,038 is the national stage entry of PCT/EP02/02302.  
 U.S. Application serial no. 10/508,967 is the national stage entry of PCT/IB03/03315.

Both applications are currently undergoing pre-examination processing in the PCT Operations Office. Further information about your applications is available by calling the PCT Help Desk at (703) 305-3257. The PCT Help Desk operates Monday through Friday from 9:00 a.m. until 4:30 p.m.

I hope that this information is useful to you. If you require further assistance, please contact our office directly at (703) 305-8800, or, after December 7, 2004, at (571) 272-8800.

Sincerely,

James Groody  
 Executive Assistant  
 Office of the Commissioner for Patents

-----Original Message-----

From: yuly zagyansky [mailto:zagyansk@cyberport.tm.fr]  
 Sent: Friday, November 05, 2004 1:26 PM  
 To: Dudas, Jon; Godici, Nicholas; Kepplinger, Esther; Lacey, David;  
 USPTO Info  
 Cc: zagyansky1.yuly@laposte.net; zagyansky5.yuly@laposte.net;  
 zagyansk@cyberport.tm.fr  
 Subject: HOW TO DEFEND SUPERPATENTS FROM logically Organized Crimes. To  
 stop too arbitrary: Mr.Jon DUDAS (personally), Director of USPTO

I use parallel -e-mail system (PCT Rule 89ter; USPTO Guidelines